



**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Lawrence Jacobowitz, et al.

**Examiner:** Dalzid E. Singh

**Serial No:** 09/963,258

**Art Unit:** 2633

**Filed:** September 26, 2001

**Docket:** FIS920010129US1(14566)

**For:** FIRST AND SECOND DERIVATIVE  
PROCESSING OF WAVELENGTH  
MULTIPLEXED OPTICAL SIGNALS

**Confirmation No:** 8418

**Dated:** November 29, 2004

Mail Stop Petitions – Special Handling  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION FOR WITHDRAWAL FROM ISSUE (37 C.F.R. § 1.313)**

Sir:

**PETITION**

Applicant hereby petitions for the withdrawal of the above-identified application  
from issue.


The issue fee for this case has been paid on November 9, 2004.

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**CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)**

I hereby certify that this correspondence is being deposited with the United States  
Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O.  
Box 1450, Alexandria, VA 22313-1450 on November 29, 2004.

Dated: November 29, 2004

  
Steven Fischman

12/03/2004 RFEKADU1 00000003 090458 09963258  
Sale Ref: 00000008 DAH: 090458 09963258  
01 FC:1801 790.00 DA  
02 FC:1464 130.00 DA

### **REASONS FOR WITHDRAWAL REQUEST**

The reason for the request for withdrawal from issue is that additional references have come to the attention of the applicant that should be considered by the Examiner pursuant to 37 C.F.R. §1.56.

In this regard, an RCE under 37 C.F.R. 1.114 and an Information Disclosure Statement disclosing said newly discovered references are being submitted herewith. The Examiner is respectfully requested to place the references on record for consideration in the continuing application.

### **PETITION FEES**

Please charge the deposit account 09-0458/IBM in the amount of \$130 to cover the Petition fee (37 C.F.R. 1.17(h)). Any additional fees can also be charged to the deposit account. A duplicate copy of this Petition is enclosed. It is requested that the issue fee of \$1,303 be credited to the above deposit account.

Respectfully submitted,



Steven Fischman  
Registration No. 34,594

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